



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 98,375-C)

1642  
PATENT  
**RECEIVED**

SEP 25 2002

In re Application of:

Mehtha, et al.

Serial No.: 09/701,979

Filed: June 2, 1999

For: **METHOD FOR STAINING BIOLOGICAL  
SPECIMENS BY COMBINING UNSTABLE  
REAGENTS ON A MICROSCOPIC SLIDE**

)  
Examiner: Brumback, B.

)  
Group Art Unit: 1642

)  
Confirmation No.: 1569

TECH CENTER 1600/2900

Commissioner for Patents  
Washington, D.C. 20231-9999

**TRANSMITTAL LETTER**

1. We are transmitting herewith the attached papers for the above-identified patent application:

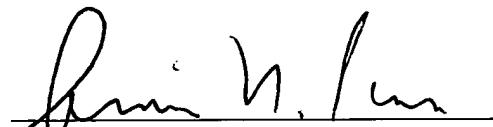
- Transmittal letter (in duplicate)
- Information Disclosure Statement
- Information Disclosure Statement (IDS) PTO-1449 Form
- Copies of IDS Citations for 09/701,979 (Total 3 References)
- Return Receipt Postcard

2. **GENERAL AUTHORIZATION TO CHARGE OR CREDIT FEES:** Please charge any additional fees or credit overpayment to Deposit Account No. **13-2490**. A duplicate copy of this sheet is enclosed.

3. **CERTIFICATE OF MAILING UNDER 37 CFR §1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents, Washington, D.C. 20231, on September 17, 2002.

Dated: September 17, 2002

By:

  
Ann N. Penn  
Reg. No. 40,767



# 8

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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references of record in the above-identified application. Copies of the references are enclosed. Copies are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the

references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103.

The references were cited in foreign Patent Office less than three months prior to the filing of this Information Disclosure Statement. Therefore, no fee should be due.

### **CITED REFERENCES**

#### **U.S. Patent Documents**

|    |           |         |                      |
|----|-----------|---------|----------------------|
| 1. | 4,413,584 | 11/8/83 | DiMaggio, Jr. et al. |
| 2. | 5,322,771 | 6/21/94 | Rybski et al.        |

#### **Foreign Patents**

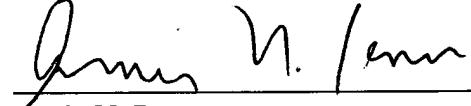
|    |             |                            |
|----|-------------|----------------------------|
| 3. | WO 92/01919 | filing date: 29 April 1991 |
|----|-------------|----------------------------|

Respectfully submitted,

**McDonnell Boehnen Hulbert & Berghoff**

Date: September 17, 2002

By:

  
**Amir N. Penn**  
**Registration No. 40,767**